

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 145

TUESDAY, 7 DECEMBER 1971

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- 1 The House met, at two o'clock p.m., pursuant to adjournment. Mr Speaker (the Honourable Sir William Aston) took the Chair, and read Prayers.
- 2 PETITIONS: Mr Peacock (Minister for the Army) presented a petition from certain residents of North Balwyn, Victoria, praying that the Government increase the present level of aid for East Pakistani refugee relief to an amount which is fitting to this land of affluence.
- Mr Garland (Minister for Supply), Mr Fox and Mr Keogh each presented a petition from certain citizens of the Commonwealth praying that the Federal Government take immediate steps to act on behalf of all Australian people to preserve Lake Pedder in its natural state.
- Mr Crean presented a petition from certain citizens of the Commonwealth praying that the Government (1) immediately increase Australia's contribution to the refugee appeal by \$10 million and (2) press for a just solution to the conflict, so that the refugees may return to their homes.
- Mr Hayden presented a petition from certain citizens of Australia praying that the Government increase immediately pensions by \$5.00 per week, child endowment to \$3.60 per week per child and the maternity allowance to at least \$117.00 for each child born.
- Mr Reid and Mr Lloyd each presented a petition from certain citizens of Australia praying that the Government will provide \$10 million for relief purposes in India and East Pakistan, and a further \$50 million over 3 years to help rehabilitate the refugees in East Pakistan.
- Mr Turner presented a petition from certain supporters of the Committee to Stop Duffy's Forest Airport praying that this House will at once take appropriate steps to ensure that the Government revokes the lease of the Crown Land belonging to the State of New South Wales and ceases all negotiations for purchase of 37 acres of land privately owned which comprise the 136 acres necessary for the airport site and abandon the proposal to establish an airport at Duffy's Forest.
- Mr Enderby presented a petition from certain citizens of the community of the Australian National University praying that the Government take immediate action to introduce in order of priority (1) universal Commonwealth scholarships, (2) Commonwealth scholarships on the basis of need rather than academic ability and (3) the abolition of tertiary fees.
- Mr Bury presented a petition from certain citizens of Australia praying that this House will (1) take immediate steps to make emergency finance available to the States for State school education and (2) divert the large sums of public money being spent on private schools to the government school system for which the Government is truly responsible.
- Mr Kirwan and Mr Collard each presented a petition from certain citizens of Australia praying that this House give earnest consideration to the crisis in Aboriginal welfare which exists in the South West Land Division of Western Australia.

Mr Enderby also presented a petition from certain residents of the Australian Capital Territory praying that a committee of inquiry, on which are represented the Department of Education and Science, institutions of tertiary education, practising educators, and the Canberra community, be instituted to inquire into the form that an Australian Capital Territory Education Authority should take, the educational principles and philosophy that should underlie it, and its mode of operation and administration.

Petitions severally received.

Mr Reynolds presented a petition from certain citizens of Australia praying that this House take immediate steps to ensure that emergency finance from the Commonwealth will be given to the States for their public education services which provide schooling for 78 per cent of Australia's children.

Petition received and read.

3 QUESTIONS: Questions without notice being asked—

Paper: The following paper was presented, by command of His Excellency the Governor-General:

Letter, dated 3 December 1971, from the Honourable Sir Richard Kirby, President of the Commonwealth Conciliation and Arbitration Commission to the Honourable Phillip Lynch, M.P., Minister for Labour and National Service, concerning a newspaper article relating to the Fifteenth Annual Report of the President.

Questions without notice continued.

4 SUSPENSION OF STANDING ORDERS MOVED—GOVERNMENT BUSINESS ORDER OF THE DAY:

Mr Whitlam (Leader of the Opposition) moved—That so much of the standing orders be suspended as would prevent (a) order of the day No. 53, government business, for the resumption of the debate on the second reading of the Territorial Sea and Continental Shelf Bill 1970 being called on and (b) consideration of the Bill at all stages having precedence until disposed of.

Debate ensued.

Question—put.

The House divided (the Speaker, Sir William Aston, in the Chair)—

AYES, 51

Mr Armitage	Mr Daly	Mr Hurford	Mr Morrison
Mr Barnard	Mr Davies	Mr Jacobi	Mr Nicholls
Mr Beazley	Mr Enderby	Mr L. K. Johnson	Mr Patterson
Mr Birrell	Mr Everingham	Mr L. R. Johnson	Mr Reynolds
Mr L. F. Bowen	Mr FitzPatrick	Mr Jones	Mr Scholes
Mr Bryant	Mr Foster	Mr Keating	Mr Sherry
Mr C. R. Cameron	Mr A. D. Fraser	Mr Kennedy	Mr Stewart
Mr Cass	Mr Fulton	Mr Keogh	Mr Uren
Mr Cohen	Mr Grassby	Mr Kirwan	Mr Wallis
Mr Collard	Mr Griffiths	Mr Klugman	Mr Webb
Mr Cope	Mr Gun	Mr Luchetti	<i>Tellers:</i>
Mr Crean	Mr Hansen	Mr Martin	Mr Duthie
Mr Cross	Mr Hayden	Mr McIvor	Mr James

NOES, 60

Sir C. Adermann	Mr England	Mr Jess	Mr Reid
Mr Anthony	Mr G. D. Erwin	Mr Katter	Mr Robinson
Mr Barnes	Mr Fairbairn	Mr Kelly	Mr Sinclair
Mr Bate	Mr Forbes	Mr Killen	Mr Snedden
Mr Bonnett	Mr J. M. Fraser	Mr King	Mr Solomon
Mr N. H. Bowen	Mr Garland	Mr Lloyd	Mr Staley
Mr Brown	Mr Giles	Mr Lucock	Mr Street
Mr Buchanan	Mr Gorton	Mr Lynch	Mr Swartz
Mr Bury	Mr Hallett	Mr Mackay	Mr Wentworth
Mr Calder	Mr Hamer	Mr MacKellar	Mr Whittorn
Mr D. M. Cameron	Mr Holten	Mr Maisey	
Mr Chipp	Mr Howson	Mr McLeay	
Mr Corbett	Sir A. Hulme	Mr Nixon	
Sir J. Cramer	Mr Hunt	Mr O'Keefe	<i>Tellers:</i>
Mr Dobie	Mr L. H. Irwin	Mr Peacock	Mr Fox
Mr Drury	Mr Jarman	Mr Pettitt	Mr Turnbull

And so it was negatived.

- 5 **SUSPENSION OF STANDING ORDERS MOVED—GENERAL BUSINESS NOTICE:** Mr Enderby moved—That so much of the standing orders be suspended as would prevent the honourable Member for the Australian Capital Territory moving forthwith the motion relating to the appointment of a select committee to inquire into and report upon the proposed draft criminal code for the Commonwealth Territories of which he gave notice on 25 November 1971.
 Debate ensued.
 Question—put and negatived.
- 6 **MESSAGE FROM THE GOVERNOR-GENERAL—ASSENT TO BILLS:** A message from His Excellency the Governor-General was announced informing the House that His Excellency, in the name of Her Majesty, had assented to the following Bills:
 6 December 1971—Message No. 187—
 Diesel Fuel Tax (No. 1) 1971.
 Diesel Fuel Tax (No. 2) 1971.
 Customs Tariff (No. 2) 1971.
 Excise Tariff 1971.
 Customs Tariff (No. 3) 1971.
 Export Incentive Grants 1971.
 States Grants (Housing) 1971.
 Homes Savings Grant 1971.
- 7 **PAPER:** The following paper was presented, pursuant to statute:
 Australian Film Development Corporation Act—Australian Film Development Corporation—First Annual Report and financial statements, together with the Auditor-General's Report, for period 17 August 1970 to 30 June 1971.
- 8 **HOSTILITIES BETWEEN INDIA AND PAKISTAN—MINISTERIAL STATEMENT:** Mr N. H. Bowen (Minister for Foreign Affairs), by leave, made a ministerial statement concerning the hostilities between India and Pakistan.
 Mr Whitlam (Leader of the Opposition), by leave, also made a statement with reference to the matter.
- 9 **DEFENCE FORCES RETIREMENT BENEFITS LEGISLATION—JOINT SELECT COMMITTEE—INTERIM REPORT—STATEMENT BY MEMBER:** Mr Jess (Chairman) brought up an Interim Report from the Joint Select Committee on Defence Forces Retirement Benefits Legislation, and, by leave, made a statement in connection with the report.
 Ordered—That the report be printed.
- 10 **SOUTH AUSTRALIA GRANT (FRUIT CANNERIES) BILL 1971:** The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—
 Debate resumed by Mr Patterson who moved, as an amendment—That all words after "That" be omitted with a view to inserting the following words in place thereof: "the Bill be withdrawn and redrafted to include a Schedule of the Agreement between the State of South Australia and the Commonwealth with conditions relating to the approval by the Parliament and provisions relating to the amounts payable to the State, the rate of interest, and repayment conditions by the State".
 Debate continued.
 Debate adjourned (Mr Foster), and the resumption of the debate made an order of the day for a later hour this day.
- 11 **CONCILIATION AND ARBITRATION ACT—MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF PAPER:** Mr Lynch (Minister for Labour and National Service), by leave, made a ministerial statement with reference to the Government's review of the Conciliation and Arbitration Act, and, by command of His Excellency the Governor-General, presented the following paper:
 Conciliation and Arbitration Act—Ministerial statement, 7 December 1971.
 Mr Wentworth (Minister for Social Services) moved—That the House take note of the paper.

Suspension of standing orders—Extended time for speech: Mr Lynch moved, by leave—That so much of the standing orders be suspended as would prevent Mr C. R. Cameron speaking for a period not exceeding 65 minutes.

Question—put and passed.

Debate ensued.

Mr Cameron was granted leave to continue his speech for a further 5 minutes.

Debate adjourned (Mr Giles), and the resumption of the debate made an order of the day for the next sitting.

- 12 SOUTH AUSTRALIA GRANT (FRUIT CANNERIES) BILL 1971: The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—*And on the amendment moved thereto by Mr Patterson, viz.—That all words after “That” be omitted with a view to inserting the following words in place thereof: “the Bill be withdrawn and redrafted to include a Schedule of the Agreement between the State of South Australia and the Commonwealth with conditions relating to the approval by the Parliament and provisions relating to the amounts payable to the State, the rate of interest, and repayment conditions by the State”*—

Debate resumed.

Question—That the words proposed to be omitted stand part of the question—put.

The House divided (the Deputy Speaker, Mr Lucock, in the Chair)—

AYES, 51

Mr Anthony	Mr Drury	Mr Hunt	Mr Peacock
Mr Bate	Mr England	Mr Jarman	Mr Pettitt
Mr Bonnett	Mr G. D. Erwin	Mr Katter	Mr Reid
Mr N. H. Bowen	Mr Fairbairn	Mr Kelly	Mr Robinson
Mr Brown	Mr Forbes	Mr Killen	Mr Sinclair
Mr Buchanan	Mr J. M. Fraser	Mr King	Mr Snedden
Mr Bury	Mr Garland	Mr Lloyd	Mr Solomon
Mr K. M. K. Cairns	Mr Giles	Mr Lynch	Mr Street
Mr Calder	Mr Hallett	Mr Mackay	Mr Swartz
Mr D. M. Cameron	Mr Hamer	Mr MacKellar	Mr Wentworth
Mr Chipp	Mr Holten	Mr Maisey	<i>Tellers:</i>
Mr Corbett	Mr Howson	Mr McLeay	Mr Fox
Mr Dobie	Mr Hughes	Mr O' Keefe	Mr Turnbull

NOES, 46

Mr Armitage	Mr Crean	Mr Hansen	Mr Nicholls
Mr Beazley	Mr Cross	Mr Hayden	Mr Patterson
Mr Bennett	Mr Daly	Mr Hurford	Mr Reynolds
Mr Berinson	Mr Davies	Mr Jacobi	Mr Scholes
Mr L. F. Bowen	Mr Enderby	Mr L. K. Johnson	Mr Sherry
Mr Bryant	Mr Everingham	Mr L. R. Johnson	Mr Stewart
Mr J. F. Cairns	Mr FitzPatrick	Mr Jones	Mr Uren
Mr C. R. Cameron	Mr Foster	Mr Keating	Mr Wallis
Mr Cass	Mr Fulton	Mr Kennedy	
Mr Cohen	Mr Grassby	Mr Keogh	<i>Tellers:</i>
Mr Collard	Mr Griffiths	Mr Kirwan	Mr Duthie
Mr Cope	Mr Gun	Mr Klugman	Mr James

And so it was resolved in the affirmative.

Question—That the Bill be now read a second time—put and passed—Bill read a second time.

Message from the Governor-General: Message No. 188, dated 8 September 1971, from His Excellency the Governor-General was announced recommending an appropriation of revenue for the purposes of the Bill.

Leave granted for third reading to be moved forthwith.

On the motion of Mr Sinclair (Minister for Primary Industry), the Bill was read a third time.

13 NEW SOUTH WALES GRANT (LEETON CO-OPERATIVE CANNERY LIMITED) BILL 1971:
The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—

Debate resumed by Mr Patterson who moved, as an amendment—That all words after “That” be omitted with a view to inserting the following words in place thereof: “the Bill be withdrawn and redrafted to include a Schedule of the Agreement between the State of New South Wales and the Commonwealth with conditions relating to the approval by the Parliament and provisions relating to the amounts payable to the State, the rate of interest, and repayment conditions by the State”.

Debate continued.

Amendment negatived.

Question—That the Bill be now read a second time—put and passed—Bill read a second time.

The House continuing to sit until after midnight—

WEDNESDAY, 8 DECEMBER 1971

Message from the Governor-General: Message No. 189, dated 8 September 1971, from His Excellency the Governor-General was announced recommending an appropriation of revenue for the purposes of the Bill.

Leave granted for third reading to be moved forthwith.

On the motion of Mr Sinclair (Minister for Primary Industry), the Bill was read a third time.

14 TARIFF BOARD BILL 1971: The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—

Debate resumed.

Question—put and passed—Bill read a second time.

Leave granted for third reading to be moved forthwith.

On the motion of Mr Anthony (Minister for Trade and Industry), the Bill was read a third time.

15 ADJOURNMENT: Mr Swartz (Leader of the House) moved—That the House do now adjourn.

Question—put and passed.

And then the House, at eighteen minutes to two o'clock in the morning, adjourned until this day at two o'clock p.m.

PAPERS: The following papers were deemed to have been presented on 7 December 1971, pursuant to statute:

Explosives Act—Explosives Regulations—Order—Berthing of a vessel.

Northern Territory (Administration) Act—

Ordinance—1971—No. 61—Town Planning (No. 2).

Prices Regulation Ordinance 1971, together with statement of reasons for withholding assent to the Ordinance.

Seat of Government (Administration) Act—Ordinance—1971—No. 30—Electricity.

MEMBERS PRESENT: All Members were present (at some time during the sitting) except Mr Garrick and Mr Jenkins.

A. G. TURNER,
Clerk of the House of Representatives